

EXHIBIT

A

**IN THE CIRCUIT COURT OF JASPER COUNTY, MISSOURI
AT JOPLIN**

PATRICIA CLEVINGER**Plaintiff,****v.****DUSTIN DWYER and
THE HERTZ CORPORATION****Defendants.**

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Case No.**Serve:**

**Dustin Dwyer
15660 E. Evening Shade St.
Benton, KS 67017**

**The Hertz Corporation,
through its Registered Agent:
C T Corporation System
120 S. Central Ave.
Clayton, MO 63105**

PETITION FOR DAMAGES

COMES NOW Plaintiff Patricia Clevenger by and through her attorneys, and for her cause of action against defendants states as follows:

1. Patricia Clevenger is a resident of Missouri and over the age of 18.
2. Defendant Dustin Dwyer is a resident of Kansas and over the age of 18.
3. Defendant The Hertz Corporation is a corporation in good standing in the State of Missouri.
4. All events relevant to this cause of action occurred in Jasper County, Missouri.
5. On or about April 2, 2019, Plaintiff was the restrained driver of a 1995 Buick traveling westbound on 32nd Street in Joplin, Missouri.

6. At same time and location, defendant Dwyer was operating a 2019 Cadillac owned by defendant The Hertz Corporation, eastbound on 32nd Street in Joplin, Missouri.

7. Defendant Dwyer was driving in a reckless manner at a dangerously high speed and violently crashed head-on into Plaintiff's vehicle.

8. On April 2, 2019, while utilizing the public roadway defendants Dwyer and The Hertz Corporation owed to Plaintiff a duty to operate the vehicle under its control using the highest degree of care so as not to injure, maim, or harm Plaintiff.

11. Defendant Dwyer's reckless manner of driving was negligent per se.

12. That as a direct and proximate result of one or more of the foregoing negligent acts or omissions on the part of defendants, Plaintiff sustained injuries to her back, neck, both shoulders, and both knees. Plaintiff has endured pain and will continue to endure pain in the future. Plaintiff has incurred medical bills and expenses and will incur medical bills in the future.

WHEREFORE, plaintiff prays judgment against Defendants for such damages as are fair and reasonable, prejudgment interest as provided by law, for Plaintiff's costs herein incurred and for such other relief as the Court deems just and reasonable.

STICKLEN & DREYER, P.C.

/s/ *Charles Sticklen*

Charles J. Sticklen, Jr., #39333
Sarah R. Sticklen, #71191
1515 E. 32nd Street, Suite 1
Joplin MO 64804
PHONE: 417-626-9880/FAX: 417-626-7686
charlie@sticklenanddreyer.com
sarah@sticklenanddreyer.com



IN THE 29TH JUDICIAL CIRCUIT, JASPER COUNTY, MISSOURI

SB 12/6

Judge or Division: DAVID BOYCE MOUTON	Case Number: 19AO-CC00277
Plaintiff/Petitioner: PATRICIA CLEVINGER	Plaintiff's/Petitioner's Attorney/Address CHARLES JOSEPH STICKLEN JR. 1515 E 32ND STREET JOPLIN, MO 64804 39333
Defendant/Respondent: DUSTIN DWYER ET AL	Court Address: 601 S. Pearl JOPLIN, MO 64801
Nature of Suit: CC Pers Injury-Vehicular	

FILED
Melissa Holcomb - Clerk
11/6/2019
JASPER COUNTY CIRCUIT COURT
JOPLIN, MISSOURI

(Date File St)

Summons in Civil Case

The State of Missouri to: THE HERTZ CORPORATION

CT CORPORATION
120 S CENTRAL AVENUE
CLAYTON MO, MO 63105

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Clerk

COURT SEAL OF



JASPER COUNTY

You are summoned to appear before this court and to file your pleading to the petition, a copy of which is attached, and to serve a copy of your pleading upon the attorney for plaintiff/petitioner at the above address all within 30 days after receiving this summons, exclusive of the day of service. If you fail to file your pleading, judgment by default may be taken against you for the relief demanded in the petition.

06-NOV-2019

Melissa Holcomb - Circuit Clerk

/S/Dana J. Attwood, D.C.

Date

Deputy Clerk

Further Information:

Sheriff's or Server's Return

Note to serving officer: Summons should be returned to the court within 30 days after the date of issue.

I certify that I have served the above summons by: (check one)

- ☐ delivering a copy of the summons and a copy of the petition to the defendant/respondent.
- ☐ leaving a copy of the summons and a copy of the petition at the dwelling place or usual abode of the defendant/respondent with _____, a person of the defendant's/respondent's family over the age of 15 years who permanently resides with the defendant/respondent.
- ☒ (for service on a corporation) delivering a copy of the summons and a copy of the complaint to: **LCW - B. LOVE** (name) **INTAKE SPECIALIST** (title).

☐ other: _____

Served at **CT CORPORATION** (address)

in **St. Louis County** (County/City of St. Louis), MO, on **DEC 06 2019** (date) at **9 A.M.** (time).

Nathan Gentry

Printed Name of Sheriff or Server

Nathan Gentry

Signature of Sheriff or Server

Must be sworn before a notary public if not served by an authorized officer:

Subscribed and sworn to before me on _____ (date).

(Seal)

My commission expires: _____

Date

Notary Public

Sheriff's Fees, if applicable

Summons	\$ _____
Non Est	\$ _____
Sheriff's Deputy Salary	\$ 10.00
Supplemental Surcharge	\$ _____
Mileage	\$ _____ (_____ miles @ \$. _____ per mile)
Total	\$ _____

A copy of the summons and a copy of the petition must be served on **each** defendant/respondent. For methods of service on all classes of suits, see Supreme Court Rule 54.

19-SMCC-11096

DEC 06 2019

RECEIVED

2019 DEC -4 AM 11:07

ST. LOUIS COUNTY
SHERIFF'S OFFICE

INTAKE SPECIALIST

LCW - B. LOVE

CT CORPORATION

9 AM

DEC 08 2019

St. Louis County

IN THE CIRCUIT COURT OF JASPER COUNTY, MISSOURI
AT JOPLIN

PATRICIA CLEVINGER

Plaintiff,)

v.)

Case No. 19AO-CC00277

DUSTIN DWYER and)
THE HERTZ CORPORATION)

Defendants.)

MOTION FOR CHANGE OF JUDGE

COMES NOW Plaintiff, by undersigned counsel and respectfully requests a change of
Judge in this matter.

STICKLEN & DREYER, P.C.

/s/ Charles Sticklen

Charles J. Sticklen, Jr., #39333
Sarah R. Sticklen, #71191
1515 E. 32nd Street, Suite 1
Joplin MO 64804
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Defendants.

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Case No. 19AO-CC00277

ENTRY OF APPEARANCE

Comes now Sarah René Sticklen, and hereby enters her appearance as co-counsel in the
above matter.

STICKLEN & DREYER, P.C.

/s/ Sarah René Sticklen

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Columbia MO 65201
Phone 573-303-6828/Fax 417-626-7686
sarah@sticklenanddreier.com
ATTORNEYS FOR PLAINTIFF